IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
Writ Petition NO. 4275 of 2005

Saf Yeast Co. Pvt. Ltd. ... Petitioner
vs.
Chief Executive Officer,
Credit Agricole Indosuez & 2 ors. ..... Respondents

Mr. R.S. Datar for Petitioner
None for Respondent

CORAM: **F. I. REBELLO & ROSHAN DALVI JJ.**
Date: 24/11/2005

P.C.

The Petitioner had taken out an application alleging perjury on the ground that the claim made by the Respondent was exaggerated. That application was considered by the Presiding Officer, DRT., who gave a finding that it was not a fit case to exercise jurisdiction to initiate proceedings for perjury. That was challenged by an appeal. The Appellate Authority also after considering the various contentions came to the conclusion that it was not a fit case where proceedings for perjury ought to be initiated, considering the admission by the Bank that the error in the pleadings

was through inadvertence. Statement has been made on behalf of the Petitioner by the counsel that the criminal proceedings have already been initiated. We do not think that this to be a fit case where this court ought to exercise its extra ordinary jurisdiction, more so after the courts below have exercised their discretion. In the light of that the petition stands rejected.

(F. I. REBELLO J.)

(ROSHAN DALVI J.)